IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.3730 OF 1990

Thermax Limited .. Petitioner.
V/s.
Union of India & Others .. Respondents.

Mr.Prakash Shah i/b. DSK Legal for the petitioner.
Smt.N.V. Masurkar with Mr.A.J. Rana for the respondents.

CORAM : S. RADHAKRISHNAN &
J.P. DEVADHAR, JJ.

DATED : 23RD FEBRUARY, 2005.

P.C. :

Heard learned counsel for the petitioner and the respondents.

2. The learned counsel for the respondents Smt.N.V. Masurkar categorically states that the matter is squarely covered by the judgment of the CEGAT in the case of Commissioner of Customs (Import), Mumbai-I V/s. Larsen & Toubro Limited [2000 (115) E.L.T. 199 (Tribunal)]. The said order of the CEGAT has been upheld by the Supreme Court by its order dated July 12, 2000 which is reported as Commissioner v. Larsen & Toubro Limited [2000 (120) E.L.T. A189 (S.C.)].

3. Under the aforesaid facts and circumstances of the case, rule is made absolute in terms of prayer clause (a). However, no order as to costs.

(S. RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)